

OFFICIAL #2

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DATE: December 10, 1998

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Please deliver this and the following pages to:

Name: **Examiner Toni Scheiner****Art Unit 1642**

Company/Firm: U.S. Patent and Trademark Office  
Telecopier No.: (703) 308-4426  
Client/Matter No.: U.S. Serial Number: 09/046,178, filed March 23, 1998  
Attorney Docket Number: TJU-2290

SENDER'S NAME: Mark DeLuca, Reg. No. 33,229

PAGES TO FOLLOW: 10

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DOCKET NO.: TJU-2290

PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

## In Re Application of:

Scott Waldman

Serial No.: 09/046,178

Group Art Unit: 1642

Filing Date: March 23, 1998

Examiner: T. Scheiner

For: METHODS OF AND KITS AND COMPOSITIONS FOR DIAGNOSING  
COLORECTAL TUMORS AND METASTASIS THEREOF

## Certificate of Facsimile Transmission

I hereby certify that this paper is being facsimile  
transmitted to the Assistant Commissioner for  
Patents on the date shown below.

On December 10, 1998

  
Mark DeLuca Reg. No. 33,229

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☐ NON-FEE☐ AF

Assistant Commissioner for Patents  
Washington DC 20231

Sir:

## AMENDMENT TRANSMITTAL LETTER

Transmitted herewith for filing in the above-identified patent application is:



A Preliminary Amendment.



An Amendment Responsive to the Office Action Dated \_\_\_\_\_.

An Response Supplemental to the Paper filed September 14, 1998.

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PATENT

- ☒ Other: Two Terminal Disclaimers (Terminal Disclaimer to Obviate a Double Patenting Rejection Over a Prior Patent U.S. Patent No. 5,601,990 and Terminal Disclaimer to Obviate a Double Patenting Rejection Over a Prior Patent U.S. Patent No. 5,731,159).
- ☒ Small entity status of this application under 37 C.F.R. 1.9 and 1.27 was established in a previous submission.
- ☐ A Statement Claiming Small Entity Status under 37 C.F.R. 1.9 and 1.27 is enclosed.
- ☐ This application is no longer entitled to small entity status. It is requested that this be noted in the files of the Patent and Trademark Office.
- ☐ Substitute Pages \_\_\_\_\_ of the Specification are enclosed.
- ☐ An Abstract is enclosed.
- ☐ \_\_\_\_\_ Sheets of Proposed Corrected Drawings are enclosed.
- ☐ A Certified Copy of each of the following applications: \_\_\_\_\_ is enclosed.
- ☐ An Associate Power of Attorney is enclosed.
- ☐ Information Disclosure Statement.
- ☐ Attached Form 1449.
- ☐ A copy of each reference as listed on the attached Form PTO-1449 is enclosed herewith.
- ☐ Appended Material as follows: \_\_\_\_\_.
- ☐ Other Material as follows: \_\_\_\_\_.

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PATENT

## FEE CALCULATION

☐ No Additional Fee is Due.

				SMALL ENTITY		NOT SMALL ENTITY	
	REMAINING AFTER AMENDMENT	HIGHEST PAID FOR	EXTRA	RATE	FEE	RATE	FEE
TOTAL CLAIM S	16	20 (20 MINIMUM)	0	\$9 EACH	\$0	\$18 EACH	\$
INDEP. CLAIM S	6	6 (3 MINIMUM)	0	\$39 EACH	\$0	\$78 EACH	\$
FIRST PRESENTATION OF MULTIPLE DEPENDENT				\$130	\$0	\$260	\$
<input type="checkbox"/> ONE MONTH EXTENSION OF TIME				\$55	\$	\$110	\$
<input type="checkbox"/> TWO MONTH EXTENSION OF TIME				\$190	\$	\$380	\$
<input type="checkbox"/> THREE MONTH EXTENSION OF TIME				\$435	\$	\$870	\$
<input type="checkbox"/> FOUR MONTH EXTENSION OF TIME				\$680	\$	\$1360	\$
<input type="checkbox"/> FIVE MONTH EXTENSION OF TIME				\$925	\$	\$1850	\$
<input type="checkbox"/> LESS ANY EXTENSION FEE ALREADY PAID				minus	(\$ )	minus	(\$ )
<input checked="" type="checkbox"/> 2 TERMINAL DISCLAIMERS				\$55	\$110	\$110	\$
<input type="checkbox"/> OTHER FEE OR SURCHARGE AS FOLLOWS:							
TOTAL FEE DUE					\$110		

☐ A Check is Enclosed in the Foregoing Amount Due.

☐ Petition is hereby made under 37 C.F.R. 1.136(a) to extend the time for response to the Office Action of @@ to and through @@ comprising an extension of the shortened statutory period of @@ month(s).

K:\FORMS\TRANSMIT\AM-EXT.TNS

DOCKET NO.: TJU-2290

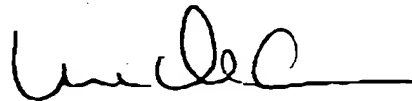
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PATENT

- ☒ The Commissioner is hereby requested to grant an extension of time for the appropriate length of time, should one be necessary, in connection with this filing or any future filing submitted to the U.S. Patent and Trademark Office in the above-identified application during the pendency of this application. The Commissioner is further authorized to charge any fees related to any such extension of time to deposit account 23-3050.
- ☒ The Commissioner is authorized to charge payment of the following fees and to refund any overpayment associated with this communication or during the pendency of this application to deposit account 23-3050.
- ☒ The Foregoing Amount Due for Filing this Paper.
- ☒ Any additional filing fees required, including fees for the presentation of extra claims under 37 C.F.R. 1.16.
- ☒ Any additional patent application processing fees under 37 C.F.R. 1.17 or 1.20(d).

**SHOULD ANY DEFICIENCIES APPEAR** with respect to this application, including deficiencies in payment of fees, missing parts of the application or otherwise, the United States Patent and Trademark Office is respectfully requested to promptly notify the undersigned.

Date: Dec 10, 1998



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